

Senate Study Bill 1252

SENATE FILE _____
BY (PROPOSED COMMITTEE ON
STATE GOVERNMENT BILL
BY CHAIRPERSON APPEL)

Passed Senate, Date _____ Passed House, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act establishing a special wine festival permit and providing
2 a fee.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
4 TLSB 1964SC 83
5 ec/nh/14

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1 1 Section 1. NEW SECTION. 123.173A WINE FESTIVAL PERMIT.
1 2 1. A nonprofit entity domiciled in this state which is
1 3 exempt from federal income taxation pursuant to section
1 4 501(c)(3) of the Internal Revenue Code may, upon application
1 5 to the division and receipt of a special wine festival permit
1 6 from the division, conduct a festival which includes wine and
1 7 has as one of its purposes the intent to introduce, showcase,
1 8 or promote wines to festival attendees.
1 9 2. The wine festival application shall include the date or
1 10 dates and time or times when, and the place where, the
1 11 festival is to be conducted, and shall identify at least two
1 12 class "A" wine permittees from whom the nonprofit entity shall
1 13 purchase, or have donated, wine for the festival.
1 14 3. A nonprofit entity shall be eligible to receive no more
1 15 than six wine festival permits as provided in this section
1 16 during a calendar year. Each festival may be conducted during
1 17 a period not to exceed seventy-two consecutive hours but in no
1 18 event between the hours of one a.m. and six a.m. during any
1 19 day.
1 20 4. The nonprofit entity conducting the festival may
1 21 furnish during the festival, with or without charge, wine that
1 22 it has obtained from the class "A" wine permittees that are
1 23 participating in the event in two-ounce samples for
1 24 consumption on the premises where furnished and may sell such
1 25 wine by the glass for consumption on the premises where sold.
1 26 The holder of a class "A" wine permit that is participating in
1 27 the event may sell wine during the festival that it has
1 28 manufactured, in sealed containers for consumption off the
1 29 premises where sold. Wine may be furnished or sold on the
1 30 premises where the festival is conducted only where and when
1 31 the sale of wine is otherwise permitted by law.
1 32 Sec. 2. Section 123.179, Code 2009, is amended by adding
1 33 the following new subsection:
1 34 NEW SUBSECTION. 5. The fee for a special wine festival
1 35 permit is twenty-five dollars.

EXPLANATION

2 1 This bill establishes a special wine festival permit.
2 2 The bill allows a nonprofit entity domiciled in this state
2 3 to apply for a special wine festival permit from the alcoholic
2 4 beverages division which allows the nonprofit entity to
2 5 conduct a festival including and promoting wine. The bill
2 6 allows a nonprofit entity to conduct up to six wine festivals
2 7 each calendar year for a period of no more than 72 consecutive
2 8 hours but in no event between the hours of 1 a.m. and 6 a.m.
2 9 The bill provides that the application for obtaining a permit
2 10 shall identify at least two class "A" wine permittees that
2 11 will have wine at the festival.
2 12 The bill provides that during the festival, wine may be
2 13 furnished, with or without charge, in two-ounce samples for
2 14 consumption on the premises, wine may be sold by the glass for
2 15 consumption on the premises, or wine that the class "A" wine
2 16 permittee has manufactured may be sold in sealed containers
2 17 for consumption off the premises where sold.
2 18

2 19 The bill provides that the fee for a special wine festival
2 20 permit is \$25.
2 21 LSB 1964SC 83
2 22 ec/nh/14